

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION

IN RE:)
)
DEBRA LYNNE TRASK,) CASE NO. 05-64275 JPK
) Chapter 13
Debtor.)

ORDER CONCERNING OBJECTIONS TO CLAIMS

On October 25, 2007, the debtor, by counsel, filed a document designated as "Objection to Amended Claim No. 2 and Amended Claim No. 3". These objections are technically mis-designated: the claims to which the objection refers are actually claims now designated as #12-1 and #13-1. Claim #12-1 specifically states that it constitutes an amendment of a claim previously filed on August 22, 2005. Claim #13-1 states the same thing. Two separate claims were filed by CAFCU on August 22, 2005, and because of the manner in which the creditor designated the amendments, it is impossible to specifically determine which the two previously filed claims is amended by claim #12-1 and which of those claims is amended by claim #13-1. The debtor's objection to both of these amended claims (although erroneously designated) is that allowance of these claims was determined by the Court's order entered on June 22, 2006. The debtor is correct. The order entered on June 22, 2006 specifically stated that both claims #2 and #3 were disallowed because the debtor had no debt to the claimant with respect to either of the claims. Amending the claims does not in any manner change the finality of the order entered on June 22, 2006, in which it was determined that the debtor was not indebted to the claimant.

IT IS ORDERED that the debtor's objection filed on October 25, 2007 is sustained.

IT IS FURTHER ORDERED that claim #12-1 and #13-1 are disallowed in this case.

IT IS FURTHER ORDERED that CAFCU shall have no allowable claim against the debtor in this case.

Dated at Hammond, Indiana on January 7, 2008.

/s/ J. Philip Klingeberger
J. Philip Klingeberger, Judge
United States Bankruptcy Court

Distribution:

Debtor, Attorney for Debtor, Trustee, US Trustee, Corporate America Family Credit Union